

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

APIES – Smt. V.Jyothi, Junior Assistant, Government Junior College, Aliya, Hyderabad - Punishment of stoppage of one increment with cumulative effect awarded by the Director of Intermediate Education, A.P. Hyderabad - Appeal against the orders of the D.I.E.– Allowed – Orders – Issued.

HIGHER EDUCATION (IE.I) DEPARTMENT

G.O.Rt.No. 315

Dated:03-05-2010
Read the following:

1. From the D.I.E. Proc. in Rc.No.Ser.II.1/1576/2009-1, dt.24.2.2009.
2. From the D.I.E. Proc. in Rc.No.Ser.II.1/1576/2008, dt.20.9.2009.
3. From Smt. V.Jyothi, J.L.(U/s), G.J.C, Aliya, Hyd., appeal dt.20.11.2009.
4. From the D.I.E.,Lr.Rc.No.Admn.II.1/1576/2008, dt.6.1.2010.

ORDER

The Director of Intermediate Education, A.P. Hyderabad who is competent authority by the report of Principal, G.J.C, Aliya, Hyderabad that, , Smt. V.Jyothi, Junior Assistant, Government Junior College, Aliya, Hyderabad has absconded from her duties for 125 days in different spells without prior permission or sanction from the competent authority i.e., from 24.9.2007 to 27.11.2007, 2.12.2007 to 9.12.2007 and 4.3.2008 and 4.3.2008 which shows her grave negligence and gross insubordination towards her legitimate duties. In view of the above, Smt. V.Jyothi, Junior Assistant, Government Junior College, Aliya, Hyderabad has placed under suspension pending enquiry under rule 8 of A.P.CS (CC&A) Rules, 1991.

2. The Director of Intermediate Education, A.P. Hyderabad in his letter 2nd read above, while explaining the circumstances of the case, finally stated that the Dy.Director (Admn) O/o the Director of Intermediate Education, A.P. Hyderabad was appointed as Inquiry Officer and he has submitted his report, stating that the charge is proved against Smt. V.Jyothi, Junior Assistant, Government Junior College, Aliya, Hyderabad. He has pointed out that Smt. V.Jyothi, Jr. Asst., in so far as not obtaining prior sanction of leave from the competent authority. After examination of the facts of the case, Smt. V.Jyothi, Junior Assistant, Government Junior College, Aliya, Hyderabad was awarded punishment with stoppage of one increment with cumulative effect under Rule 9 (vi) of A.P.C.S.(CCA)Rules, 1991 and she is reinstated into service duly revoking his suspension orders dt.24.2.2009 and posted at Government Junior College, Aliya, Hyderabad.

3. In her Appeal Petition 3rd read above, due to un-avoidable circumstances, she has proceeded on leave for 125 days in different spells with prior intimation to the sanctioned authority (i.e. Principal, Government Junior College, Aliya). She has also stated that during the short period entered into service and lack of knowledge, she has received article of charges. The same may excused. She belongs to poor family from ST community, She has requested that the said punishment may be reconsidered and drop the same and also consider the suspension period as duty by taking into consideration and issue orders in the matter.

4. After careful examination of the matter, when the appellant Smt. V.Jyothi has applied for leave, either it should be sanctioned by the competent authority or rejected and then direct her to join duty. The leave sanctioning authority cannot remain silent on the representation without any action. She be sanctioned leave for 125 days to which she is eligible. The appeal of Smt. V.Jyothi, Junior Assistant, Government Junior College, Aliya, Hyderabad is allowed and the Proceedings of the D.I.E., in Rc.No.Ser.II.1/1576/2008, dt.20.9.2009 is set-a-side, further action against her is dropped and the period of suspension is treated as "Duty" in terms of FR 54 (B).

P.T.O.,

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5. The Director of Intermediate Education, A.P. Hyderabad shall take necessary further action in the matter accordingly.

6. The original case record received in the letter 4th read above vide Current file pp 145 cf and N.F.24 pages are returned herewith and the receipt of the same may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SECRETARY TO GOVERNMENT

To
The Director of Intermediate Education,
A.P. Hyderabad (WE original case record).
The individual through D.I.E., AP.,Hyderabad.
The Accountant General of A.P.,Hyderabad.
The Director of Treasuries and Accounts., AP., Hyderabad.
Copy to:
P.S. to M(SE)/ P.S. to Secy(SE)
Sf/Sc-1

//FORWARDED BY ORDER//

SECTION OFFICER